

Attorney Docket No.: JHU1120-11  
Applicant or Patentee: Lee and McPherron  
Serial No. or Patent No.:  
Filed or Issued: July 27, 2000  
Title: PROMYOSTATIN PEPTIDES AND METHODS OF USING SAME



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 C.F.R. §§1.9(f) and 1.27(d) - NONPROFIT ORGANIZATION)**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: **THE JOHNS HOPKINS UNIVERSITY SCHOOL OF MEDICINE**  
ADDRESS OF ORGANIZATION: **111 Market Place, Suite 906, Baltimore, MD 21202**

**TYPE OF ORGANIZATION**

- ☒ University or other Institution of Higher Education  
☒ Tax Exempt under Internal Revenue Service Code (26 U.S.C. §§501(a) and 501(c) (3))  
☐ Nonprofit Scientific or Educational under Statute of State of the United States of America (Name of State \_\_\_\_\_) (Citation of Statute \_\_\_\_\_)  
☐ Would qualify as tax exempt under Internal Revenue Service Code (26 U.S.C. §§501(a) and 501(c) (3)) if located in the United States of America  
☐ Would qualify as nonprofit Scientific or Educational under Statute of State of the United States of America if located in the United States of America (Name of State \_\_\_\_\_) (Citation of Statute \_\_\_\_\_)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. §1.9(e) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, with regard to the invention entitled **PROMYOSTATIN PEPTIDES AND METHODS OF USING SAME** by inventors Se-Jin Lee and Alexandra McPherron, for the following invention:.

- ☐ the specification filed herewith  
☒ application Serial No. 09/628,111 filed July 27, 2000  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

I authorize and request insertion of the serial number of the application when officially known.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.


If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. §1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. §1.9(d) or a nonprofit organization under 37 C.F.R. §1.9(e).

NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 C.F.R. §1.27).

Full Name \_\_\_\_\_  
Address \_\_\_\_\_  
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. §1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Nina Ossanna, Ph.D.  
TITLE IN ORGANIZATION Director  
ADDRESS OF PERSON SIGNING 111 Market Place, Suite 906, Baltimore, MD 21201  
SIGNATURE  DATE 8/3/00



DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled, **PROMYOSTATIN PEPTIDES AND METHODS OF USING SAME** the specification of which

\_\_\_\_\_ is attached hereto.

X as filed on July 27, 2000 (Attorney Docket No. JHU1120-11)  
as U.S. Application Serial No. 09/628,112

and was amended on \_\_\_\_\_ if applicable (the "Application").

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, Code of Federal Regulations ("C.F.R."), § 1.56.

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Serial No.)      (Filing Date)

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

COUNTRY	APPLICATION NO.	FILING DATE	PRIORITY CLAIMED
_____	_____	_____	_____


With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of the application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of the Application:

<u>09/124,180</u> (Application Serial No.)	<u>7/28/98</u> (Filing Date)	<u>Pending</u> (Status) (patented, pending, abandoned)
<u>09/019,070</u> (Application Serial No.)	<u>02/05/98</u> (Filing Date)	<u>Pending</u> (Status) (patented, pending, abandoned)

<u>08/862,445</u> (Application Serial No.)	<u>05/23/97</u> (Filing Date)	<u>Abandoned</u> (Status) (patented, pending, abandoned)
<u>08/847,910</u> (Application Serial No.)	<u>04/28/97</u> (Filing Date)	<u>Abandoned</u> (Status) (patented, pending, abandoned)
<u>08/795,071</u> (Application Serial No.)	<u>02/05/97</u> (Filing Date)	<u>Patented</u> (Status) (patented, pending, abandoned)
<u>08/525,596</u> (Application Serial No.)	<u>10/26/95</u> (Filing Date)	<u>Patented</u> (Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Se-Jin Lee

Inventor's signature: 

Date: 8/2/00

Residence: 6711 Chokeberry Road, Baltimore, MD 21209

Citizenship: United States of America

Post Office Address: 6711 Chokeberry Road, Baltimore, MD 21209

Full name of second inventor: Alexandra C. McPherron

Inventor's signature: Alexandra C. McPherron

Date: 8/2/00

Residence: ~~3905 Keswick Rd., Baltimore, MD 21211~~

519 W. Pratt St. # 218  
Baltimore, MD 21201

Citizenship: United States of America

Post Office Address: ~~3905 Keswick Rd., Baltimore, MD 21211~~

519 W. Pratt St. # 218  
Baltimore, MD 21201 A.M.